

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

First Named Inventor:	Donald PHAM	Examiner:	DUONG, DUC T
Application No.:	09/922,520	Group Art Unit:	2419
Filing Date:	08/03/2001	Confirmation No.:	8849
Notification Date of Non-Final Office Action:	04/24/2009	Attorney Docket No.:	111753
For:	<b>Method of Performance Measurement for a Scalable Network</b>		

**AMENDMENT**

MAIL STOP AMENDMENT  
The Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**Certificate of Electronic Transmission**

I hereby certify that this 11-page Amendment is being transmitted to the US Patent and Trademark Office (USPTO) via the USPTO's Electronic Filing System (EFS-Web) on this **17<sup>th</sup> day of July 2009.**

By:

Mary Uthoff

Dear Sir/Madam:

Responsive to the Non-Final Office Action of **April 24, 2009**, Applicant respectfully requests reexamination and reconsideration as set forth herein: